

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

JIMMY DEWAYNE RODRIGUEZ, #1283634,
Petitioner,)
)
v.) USDC 3:06-CV-1194-H
) USCA 07-10726
NATHANIEL QUARTERMAN, Director,) ECF
Respondent.)

ORDER DENYING SECOND REQUEST FOR CERTIFICATE OF APPEALABILITY

Currently before the Court is petitioner's second notice of appeal and motion for certificate of appealability, filed on June 27, 2007.

This matter was previously determined by the Court on June 12, 2007, at which time the Court denied petitioner's request for a certificate of appealability.

It is therefore ORDERED that the foregoing request for a certificate of appealability, which duplicates his prior filing, is **DENIED as moot**.

SIGNED this 11th day of September, 2007.

Wm. F. Anderson, Jr.

UNITED STATES MAGISTRATE JUDGE